

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA**

**VIRGINIA SCHEIRER,**

:

**Plaintiff**

:

**CIVIL ACTION NO. 3:13-1397**

:

**v.**

:

**(JUDGE MANNION)**

**NATIONWIDE INSURANCE  
COMPANY OF AMERICA**

:

**Defendant**

:

**ORDER**

In light of the memorandum issued this same day, **IT IS HEREBY  
ORDERED THAT:**

- (1) Defendant's partial motion to dismiss, (Doc. No. [14](#)) is  
**GRANTED**; and
- (2) Count III of plaintiff's amended complaint, (Doc. No. [12](#)), is  
**DISMISSED WITH PREJUDICE.**

*s/ Malachy E. Mannion*  
**MALACHY E. MANNION**  
United States District Judge

**Date: October 23, 2013**